

Exhibit No. 13Date 2/11/09Bill No. SB 391

Amendments to Senate Bill No. 391
1st Reading Copy

Requested by Senator John Brueggeman

For the Senate State Administration Committee

Prepared by Dave Bohyer
February 19, 2009 (3:55PM)

1. Page 1, line 11.

Strike: "Secretary of state to certify"

Insert: "Certification of "

2. Page 1, line 11 through line 12.

Following: "(1)" on line 11

Insert: "(a)"

Strike: "Not" on line 11 through ", the" on line 12

Insert: "The"

3. Page 1.

Following: line 15

Insert: "(b) The certification must be completed within 5
calendar days after the last day on which a candidate may
withdraw from nomination pursuant to 13-10-325."

4. Page 1, line 16.

Following: "(2)"

Insert: "(a)"

Strike: "Not" through ", the"

Insert: "The"

5. Page 1.

Following: line 19

Insert: "(b) The certification must be completed by the later
of:

(i) 5 calendar days after the secretary of state certifies
the names and designations of candidates as provided in
subsection (1); or

(ii) 5 calendar days after the last date on which a
candidate may withdraw from nomination pursuant to 13-10-325."

6. Page 2, line 1 through line 2.

Strike: "70" on line 1 through "election" on line 2

Insert: "more than 5 calendar days after the date on which the
declarations for nomination closed for the office for which
the candidate filed"

7. Page 2, line 7.

Strike: "70" through "election"

Insert: "between the date on which the candidate filed a declaration for nomination and 5 calendar days after the date on which declarations for nomination closed for the office for which the candidate filed"

8. Page 2, line 12.

Following: "ne"

Insert: ": (a)"

9. Page 2, line 13.

Following: "election"

Insert: "; or"

(b) at least one candidate for the party's nomination for the office was nominated at the primary election.

10. Page 2.

Following: line 13

"COORDINATION SECTION. Section 4. Coordination

instruction. If [this act] and Senate Bill No. 156 are both passed and approved and both amend 13-10-208, then the section in each bill that amends 13-10-208 is void and 13-10-208 is amended to read:

"13-10-208. Certificate Certification of primary ballot -- preparing ballot. (1) ~~(a) Not more than 75 days and not less than 67 days before the date of the primary election, the~~ The secretary of state shall certify to the election administrators the names and designations of candidates, except as provided in 13-37-126, and any ballot issues as shown in the official records of the secretary of state's office in the manner provided in 13-10-209 and Title 13, chapter 12, part 2, of this title.

(b) The certification must be completed within 5 calendar days after the last day on which a candidate may withdraw from nomination pursuant to 13-10-325.

~~(2) (a) Not more than 67 days and not less than 62 days before the date of the primary election, the~~ The election administrator shall certify the names and designations of candidates, except as provided in 13-37-126, and any ballot issues as shown in the official record of the election administrator's office and must have the official ballots prepared in the manner provided in 13-10-209 and Title 13, chapter 12, part 2, of this title.

(b) The certification must be completed by the later of:

(i) 5 calendar days after the secretary of state certifies the names and designations of candidates as provided in subsection (1); or

(ii) 5 calendar days after the last date on which a candidate may withdraw from nomination pursuant to 13-10-325.

(3) If a candidate for the legislature is no longer eligible under Article V, section 4, of the Montana constitution to seek the office for which the candidate has filed because the candidate has changed residence, the secretary of state shall notify the candidate that the candidate is required to withdraw as provided in 13-10-325."

{Internal References to 13-10-208:

13-12-201 13-37-126 ok/ddb}

Insert: "COORDINATION SECTION. **Section 5. Coordination**

instruction. If [this act] and Senate Bill No. 156 are both passed and approved and each amends 13-10-325, then the section in Senate Bill No. 156 that amends 13-10-325 is void.

"

Insert: "COORDINATION SECTION. **Section 6. Coordination**

instruction. If [this act] and Senate Bill No. 156 are both passed and approved and each amends 13-10-326, then the section in Senate Bill No. 156 that amends 13-10-326 is void."

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- END -